



**Tennessee Department of Environment and Conservation  
Division of Water Pollution Control  
Mining Section**

**3711 Middlebrook Pike  
Knoxville, Tennessee 37921-6538  
PHONE (865) 594-6035 FAX (865) 594-5253**

**Public Participation Opportunities**

**April 11, 2008**

**Public Notice M2008-06**

**Last Day to Submit Comments: May 12, 2008**

The purpose of this notice is to advise the public of the following draft environmental permits and to solicit comments and information necessary to evaluate the potential impact of the proposed activities on human health and the environment.

**Individual NPDES Permits**

***Coal Proposed Reissuance***

Applicant	<b>Mountainside Coal Company, Inc.</b>
Facility	<b>Tackett Creek Surface Mine 2</b>
NPDES Permit Number	<b>TN0079791</b>
County	Claiborne
Street Address	Rock Creek Ridge Road
City	Clairfield
Zip	37715
Description of Activity	Surface coal mine
Receiving Streams	Tackett Creek, unnamed tributary to Tackett Creek, and wet weather conveyances to unnamed tributary to Tackett Creek
Effluent Description	Treated wastewater and storm water
Facility Latitude	36°30'37"
Facility Longitude	83°55'41"
Permit Writer	DAT

***Coal Proposed Modification/Reissuance***

Applicant	<b>LCC Tennessee, LLC</b>
Facility	<b>Glady Fork Mine</b>
NPDES Permit Number	<b>TN0054127</b>
County	Sequatchie
Street Address	Highway 111
City	Dunlap
Zip	37397
Description of Activity	Reclaimed surface coal mine
Receiving Streams	Glady Fork, Spring Branch and Rocky River
Effluent Description	Treated wastewater and storm water
Facility Latitude	35°32'00"
Facility Longitude	85°27'44"
Permit Writer	DAT

***Non-Coal Proposed Issuance***

Applicant	<b>General Shale Brick, Inc.</b>
Facility	<b>Spring City Mine 23</b>
NPDES Permit Number	<b>TN0079863</b>
County	Rhea
Street Address	Highway 27
City	Spring City
Zip	37381
Description of Activity	Shale mining
Receiving Streams	Unnamed tributaries to Piney River
Effluent Description	Treated wastewater and storm water
Facility Latitude	35°42'21"
Facility Longitude	84°51'10"
Permit Writer	KBG

***Non-Coal Proposed Reissuances***

Applicant	<b>Rogers Group, Inc.</b>
Facility	<b>Algood Quarry</b>
NPDES Permit Number	<b>TN0063517</b>
County	Putnam
Street Address	355 East Main Street
City	Algood
Zip	38501
Description of Activity	Limestone mining and processing
Receiving Stream	Unnamed tributary to Bear Creek and to a sinkhole
Effluent Description	Treated wastewater and storm water
Facility Latitude	36°11'50"
Facility Longitude	85°26'30"
Permit Writer	KBG

Applicant	<b>Rogers Group, Inc.</b>
Facility	<b>Grundy County Quarry</b>
NPDES Permit Number	<b>TN0066541</b>
County	Grundy
Street Address	Highway 50
City	Pelham
Zip	37366
Description of Activity	Limestone quarry and processing facility
Receiving Stream	Jay Creek
Effluent Description	Treated wastewater and storm water
Facility Latitude	35°22'10"
Facility Longitude	85°49'27"
Permit Writer	MES

Applicant	<b>Rogers Group, Inc.</b>
Facility	<b>Hillsboro Quarry</b>
NPDES Permit Number	<b>TN0065986</b>
County	Coffee
Street Address	1871 Rogers-Crusher Road
City	Hillsboro
Zip	37342
Description of Activity	Limestone mining and processing with batch plant
Receiving Stream	Stillhouse Hollow to Beans Creek
Effluent Description	Treated wastewater and storm water
Facility Latitude	35°25'40"
Facility Longitude	85°55'45"
Permit Writer	KBG

***Non-Coal Proposed Modification/Reissuance***

Applicant	<b>Marshall County Stone, LLC</b>
Facility	<b>Hwy 99 Quarry</b>
NPDES Permit Number	<b>TN0079171</b>
County	Marshall
Street Address	State Route 99
City	Lewisburg
Zip	37901
Description of Activity	Limestone mining and processing
Receiving Stream	Wet weather conveyance to unnamed tributary of the Duck River
Effluent Description	Treated wastewater and storm water
Facility Latitude	35°37'21.6"
Facility Longitude	86°47'54.6"
Permit Writer	KBG

TDEC is requesting public comment on these permit actions. Obtaining a broad range of facts and opinions on Agency actions is one of the best ways to ensure quality decisions. Persons wishing to comment on these proposed actions are invited to submit comments in writing to the Mining Section at the above letterhead address, Attn: Public Notice Coordinator, by fax (865) 594-5253 or by e-mail at [Gary.Mullins@state.tn.us](mailto:Gary.Mullins@state.tn.us). Comments must be received by the end of comment period date (see page 1).

**How to Request a Public Hearing:**

Interested persons may request in writing that the Director of the Division of Water Pollution Control hold a public hearing on any application. The request must be filed within the comment period and must indicate the interest of the party filing it and the reasons why such a hearing is warranted. When there is significant public interest for a hearing, a hearing will be conducted according to *Rule 1200-4-5-.06 (12)* of the Division of Water Pollution Control. Public hearings will be announced through another public notice.

**How the Department Will Proceed:**

The Director of the Division of Water Pollution Control will determine the final permit action after considering comments submitted during the comment period, the hearing record, if any, and the requirements of the Federal and State acts and regulations.

## **To Obtain Permit Details:**

Draft permits contain Antidegradation Determinations and Rationales that address information concerning the foundation for the Division's determinations. Copies of the application(s), draft permit(s), and supporting documentation are in the permit files maintained at the Mining Section's office located at the letterhead address. There is a nominal fee for copying. These files are available for public inspection during normal visiting hours. Please email [Kimberley.Reardon@state.tn.us](mailto:Kimberley.Reardon@state.tn.us) or call (865) 594-5619 to schedule an appointment for the review(s).

### List of Permit Writers

<b>KBG</b>	<b>Kristen Gettelfinger</b>	<b>865-594-5545</b>	<a href="mailto:Kristen.Gettelfinger@state.tn.us">Kristen.Gettelfinger@state.tn.us</a>
<b>JPJ</b>	<b>Jesse Jones</b>	<b>865-594-5543</b>	<a href="mailto:Jesse.P.Jones@state.tn.us">Jesse.P.Jones@state.tn.us</a>
<b>GWM</b>	<b>Gary Mullins</b>	<b>865-594-5536</b>	<a href="mailto:Gary.Mullins@state.tn.us">Gary.Mullins@state.tn.us</a>
<b>MRR</b>	<b>Micheal Robbins</b>	<b>865-594-5542</b>	<a href="mailto:Michael.Robbins@state.tn.us">Michael.Robbins@state.tn.us</a>
<b>MES</b>	<b>Michael Swanger</b>	<b>865-594-5585</b>	<a href="mailto:Michael.Swanger@state.tn.us">Michael.Swanger@state.tn.us</a>
<b>SJT</b>	<b>Steven Turaski</b>	<b>865-594-5584</b>	<a href="mailto:Steven.Turaski@state.tn.us">Steven.Turaski@state.tn.us</a>
<b>DAT</b>	<b>Dave Turner</b>	<b>865-594-5541</b>	<a href="mailto:Dave.Turner@state.tn.us">Dave.Turner@state.tn.us</a>

## **State of Tennessee Antidegradation Policy**

Tennessee's Antidegradation Statement is in Chapter 1200-4-3-.06 of the *Rules of the Tennessee Department of Environment and Conservation*. The primary purpose of the Antidegradation Policy is to establish a greater level of protection for high quality waters. Some high quality waters are in near-pristine condition. Others are determined to be high quality due to specialized uses and/or unique features.

Generally, there are two types of high quality waters. Outstanding National Resource Waters (ONRWs) receive the greatest level of protection. The Water Quality Control Board designates these waters. New discharges or expansion of existing discharges cannot degrade existing water quality.

The Department identifies other high quality waters known as Exceptional Tennessee Waters and protects against their degradation. The Department may allow some degradation if the Department deems it economically and socially necessary.

Non Exceptional Tennessee Waters refer to surface waters that do not have the identification and/or designation as high quality. These waters must achieve and maintain Tennessee's Water Quality Standards.

## **State of Tennessee Policy of Non-Discrimination**

Pursuant to the State of Tennessee's policy of non-discrimination, the Tennessee Department of Environment and Conservation does not discriminate on the basis of race, sex, religion, color, national or ethnic origin, age, disability, or military service in its policies, or in the admission or access to, or treatment or employment in its programs, services or activities. Equal Employment Opportunity/Affirmative Action inquiries or complaints should be directed to the EEO/AA Coordinator, Office of General Counsel, 401 Church Street, 20<sup>th</sup> Floor, L & C Tower, Nashville, TN 37243, 1-888-867-7455. Americans with Disabilities Act (ADA) inquiries or complaints should be directed to the ADA Coordinator, Human Resources Division, 401 Church Street, 12<sup>th</sup> Floor, L & C Tower, Nashville, TN 37243, 1-866-253-5827. Hearing impaired callers may use the Tennessee Relay Service (1-800-848-0298).